

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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**In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation**

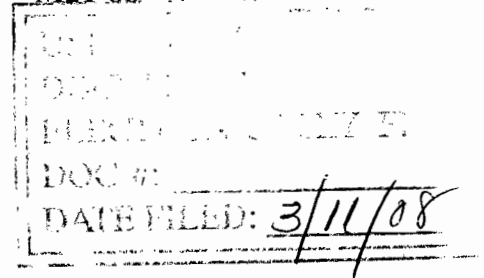
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Master File No. 1:00 – 1898  
MDL 1358 (SAS)  
M21-88

**This document relates to:**

*Basso, et al. v. Sunoco, Inc., et al.*, 03 Civ. 9050  
*Tonneson, et al. v. Sunoco, Inc., et al.*, 03 Civ. 8248

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**[PROPOSED] ORDER MODIFYING  
CASE MANAGEMENT ORDER NO. 35**

By agreement of Defendants/Third-Party Plaintiffs Sunoco, Inc. and Sunoco, Inc. (R&M) ("Sunoco"), and Third-Party Defendant Town of Highlands, and with permission of the Court, Section 2 ("Dispositive Motions") of Case Management Order No. 35 ("CMO 35") in the above-

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captioned action is hereby modified as follows with respect to briefs pertaining to the Town of

Doc. 1744

Highlands' Counterclaims against Sunoco:

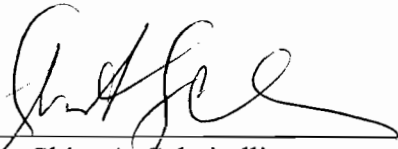
Moving papers shall be filed on or before April 11, 2008;

Opposition papers shall be filed on or before May 23, 2008;

Reply papers shall be filed on or before June 20, 2008;

Dated: New York, New York  
March 11, 2008

**SO ORDERED:**

  
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Hon. Shira A. Scheindlin  
U.S.D.J.